IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION No 143 of 2000

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

NATWAR KANABHAI KANAVDARA

Versus

STATE OF GUJARAT

Appearance:

THROUGH JAIL for Petitioner

MS HARSHA DEVANI, APP, for Respondents

CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 01/03/2000

ORAL JUDGEMENT

Rule. Ms. Harsha Devani, A.P.P. waives service of rule on behalf of the respondents.

2. Perused the papers of the special criminal application and heard the learned counsel for the

respondents.

3. I do not find any justification in the ground which has been given by the petitioner for his release on parole leave. It prima-facie appears to be only a concocted ground. These are the ailments of the nature where if on this ground the parole leaves are granted then there will be no end to these applications. Moreover, the petitioner is a convict for the offence under section 460 of I.P.C. and his earlier record re: parole enjoyment, furlough enjoyment is also not good. Many a times he surrendered late.

4. Taking into consideration the totality of the facts of this case, I do not find any merits in this special criminal application and the prayer made by the petitioner deserves no acceptance.

5. In the result, this special criminal application fails and the same is dismissed. Rule discharged.

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zgs/-